



FmHA AN No. 3007 (1951-S)  
April 29, 1994

SUBJECT: Conservation Easement Managers

TO: State Directors, District Directors and  
County Supervisors


ATTN: Farmer Programs Chiefs

PURPOSE/INTENDED OUTCOME:

The purpose of this Administrative Notice (AN) is to emphasize that conservation easement managers need not be a governmental entity. The intended outcome is to facilitate the timely completion of borrower requests for debt reduction through easement placement and management.

IMPLEMENTATION RESPONSIBILITIES:

The County Supervisor, when counseling financially distressed farmers, will inform borrowers that they may be entitled to place a portion of their property under a conservation easement. Exhibit H of FmHA Instruction 1951-S defines the requirements of this program. It also points out on Page 3, item (3), who can manage the easement area. The County Supervisor will ensure that borrowers are thoroughly informed of the facts and that they understand that the easement manager can be any one of those parties mentioned in the Instruction, i.e. an agency of the United States, a State (or a unit of local Government of a State), a person, or an individual designated in writing by the enforcement authority. It is not required that the U. S. Fish and Wildlife Service of the Department of Interior or any other Federal or State agency be the manager of the easement acres in all cases. The borrower who grants the easement in return for FmHA reduction can be named as the easement manager, but only if the landowner is not authorized to exercise discretionary powers with regard to the landowner's rights and privileges under the easement.

  
MICHAEL V. DUNN  
Administrator

EXPIRATION DATE: April 30, 1995

FILING INSTRUCTIONS  
Preceding FmHA  
Instruction 1951-S

Sent by Electronic Mail at 9:38 on 5-4-94 by GSS. The State Director should notify other personnel as appropriate.

